

10/541797

JC20 Rec'd PCT/PTO 08 JUL 2009

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q88974

Masahiko YAHAGI

Appln. No.: Not Assigned

Confirmation No.: Not Assigned

Group Art Unit: Not Assigned

Filed: July 08, 2005

Examiner: Not Assigned

For: CONTENT DISTRIBUTION SYSTEM, NETWORK, AND CHANNEL SWITCHING  
CONTROL METHOD

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Japanese Patent Application No. 2002-165262, published June 7, 2002; with English Abstract.

2. Japanese Patent Application No. 2002-51006, published February 15, 2002; with English Abstract.

3. Japanese Patent Application No. 2002-271400, published September 20, 2002; with English Abstract.

INFORMATION DISCLOSURE STATEMENT  
National Stage Entry of PCT/JP2003/016980  
Q88974

4. Japanese Patent Application No. 2000-115071, published April 21, 2000; with English Abstract.

5. Japanese Patent Application No. 2002-95065, published March 29, 2002; with English Abstract.

6. Japanese Patent Application No. 05-328428, published December 10, 1993; with English Abstract.

7. Japanese Patent Application No. 09-107581, published April 22, 1997; with English Abstract.

8. Japanese Patent Application No. 11-266262, published September 28, 1999; with English Abstract.

9. Japanese Patent Application No. 2000-278327, October 6, 2000; with English Abstract.

10. Japanese Patent Application No. 2002-261687, published September 13, 2002; with English Abstract.

11. WO 00/35235, published June 15, 2000.

12. 3GPP TR 23.846 6.0.0, October 2002

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

INFORMATION DISCLOSURE STATEMENT  
National Stage Entry of PCT/JP2003/016980  
Q88974

JC20 Rec'd PCT/PTO 08 JUL 2005


filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from the Japan Patent Office citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office. Documents 1-5 listed above are cited in the Japan Patent Office Communication; documents 6-11 are discussed in the Specification.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

  
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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: July 8, 2005

Substitute for Form 1449 A & B/PTO				Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				Application Number	10/541797
				Confirmation Number	
				Filing Date	July 08, 2005
				First Named Inventor	Masahiko YAHAGI
				Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	Q88974

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US			
		US			
		US			
		US			
		US			
		US			
		US			
		US			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		JP	2002-165262	A	06-07-2002	Mitsubishi Electric Corp.	Abstract
		JP	2002-51006	A	02-15-2002	NTT Docomo Inc.	Abstract
		JP	2002-271400	A	09-20-2002	Matsushita Electric Industrial Co.	Abstract
		JP	2000-115071	A	04-21-2000	NEC Corp.	Abstract
		JP	2002-95065	A	03-29-2002	Hitachi Ltd.	Abstract
		JP	05-328428	A	12-10-1993	Fujitsu Ltd.	Abstract
		JP	09-107581	A	04-22-1997	NEC Corp.	Abstract
		JP	11-266262	A	09-28-1999	Mitsubishi Electric Corp.	Abstract
		JP	2000-278327	A	10-06-2000	Matsushita Electric Industries	Abstract
		WO	00-35235	A1	06-15-2000		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		3GPP TR 23.846 6.0.0, October 2002	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.